IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 983 OF 2006.
IN
FIRST APPEAL ST.NO. 18298 OF 2005.

The State of Maharashtra (through
Special Land Acquisition Officer,
Metro Centre No.3, Panvel) ... Applicant.
Versus.
Baban Bhiva Bhagat & anr. ... Respondents.

Shri K.K.Tated for the Applicant.
Shri S.S.Punde for the Respondents.

CORAM : ABHAY S.OKA, J.

DATED : 27th April, 2006.

P.C.:

1. Heard the learned A.G.P. for the Applicant.

2. There will be interim relief in terms of prayer clause (b) subject to condition that the Applicant will deposit with the Reference Court the entire amount due and payable under the impugned Award within a period of 12 weeks from today. If the amount is not deposited within the stipulated time, the interim stay granted will stand vacated without reference to the Court.

3. If the amount is deposited, the original Claimants will be entitled to withdraw the same on furnishing security to the satisfaction of the Reference Court.

4. If the amount deposited by the Applicant is not withdrawn by the original Claimants within six months

from the date of deposit of the amount, the Reference Court will invest the said amount in a fixed deposit with any nationalised bank initially for a period of five years and thereafter the fixed deposit will be renewed from year to year.

Judge.